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EXTRAORDINARY

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MINISTRY OF COMMERCE

NOTIFICATION

New Delhi, the 7th October 1950.

S.R.O. 784.—In exercise of the powers conferred by sub-rule (1) of rule 98 of the Defence of India Rules, as continued in force by the Trading with the Enemy (Continuance of Emergency Provisions) Act, 1947 (XVI of 1947), and of all other powers enabling it in that behalf, the Central Government is pleased to make the following Order:—

1. *Short title and commencement.*—(1) This Order may be called the Trading with the Enemy (Authorisation) (Germany) Order, 1950.

(2) It shall come into force at once.

2. *Application of Order.*—This Order shall apply—

(a) to any Government, public or other authority in Germany,

(b) to any individual resident in Germany,

(c) as respects any business carried on in Germany, to any individual or body of persons (whether corporate or incorporate) carrying on that business.

3. *Definition.*—In this Order, "Germany" means Berlin and the French, British, American and Russian Military Zones of Germany as established by the statement by the Governments of the United Kingdom, the United States of America, the Union of Soviet Socialist Republics and the Provisional Government of the French Republic on the zones of occupation in Germany on the 5th June 1945, and also those parts of the former German Reich which are at present administered by the Union of Soviet Socialist Republics.

4. *Authorisation to trade with Germany in respect of trade marks.*—Notwithstanding anything contained in rule 98 of the Defence of India Rules, as continued in force by the Trading with the Enemy (Continuance of Emergency Provisions) Act, 1947 (XVI of 1947), any person, unless the Central Government otherwise directs may trade with any person to whom this Order applies in respect of—

(a) any application for registration of any trade mark under the Trade Marks Act, 1940;

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- (b) any trade mark registered under the aforesaid Act;
 - (c) the selling, assigning or granting of a licence or any other transaction in relation to any such trade mark;
 - (d) any steps taken to protect or enforce any right or interest conferred under any such trade mark;
 - (e) entering into or completion of any transaction incidental to any of the matters hereinbefore specified.

5. *Saving*.—Nothing in this Order shall be deemed to authorise the transmission to any person to whom this Order applies of any money, negotiable instrument or security for money in respect of any transaction entered into with such person before the commencement of this Order.

[No. 419(7)Tr.(TM)/48.]

H. C. SARIN, Dy. Secy.